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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

IN THE MATTER OF: Yasuhiko INAGAKI, et.al.

SERIAL NO.: 10/757,856

FILED: January 14, 2004

GROUP: 2837

EXAMINER: IP, SHIK LUEN PAUL

FOR: CURRENT CONTROL CIRCUIT AND MOTOR DRIVE CIRCUIT THAT  
CAN ACCURATELY AND EASILY CONTROL A DRIVE CURRENT

**PETITION TO WITHDRAW HOLDING OF ABANDONMENT**

Commissioner of Patents & Trademarks  
Mail Stop Petition  
P.O. Box 1450  
Alexandria, VA 22313-1450  
December 23, 2005

S I R:

Applicant respectfully petitions to withdraw the holding of abandonment of the above-captioned application. Applicant has received a Notice of Abandonment which was mailed on November 29, 2005. This Notice indicates that Applicant failed to timely pay the issue fee for this application. The Holding of Abandonment should be withdrawn and no fee should be due for this Petition based upon the fact that applicant has proof that the issue fee was in fact timely paid.

Enclosed with this petition are copies of the following documents:  
the issue fee transmittal form showing authorization to charge Deposit Account No. 01-1944 for the full amount of the fees due and including a signed Certificate of Mailing, and a photocopy of the stamped postcard showing the mailing date of the issue fee payment and the date of receipt by the U.S. Patent Office.

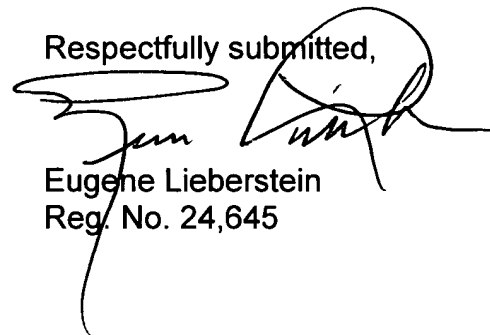
The due date for filing the issue fee payment was October 7, 2005.  
Both the Certificate of Mailing and the postcard indicate that the payment was

mailed on September 7, 2005. The Patent Office stamp on the postcard indicates that it was received on September 9, 2005, one month before the due date.

Applicant also encloses in support of this petition, a Declaration from Audrey de Souza, the secretary who mailed the issue fee payment, signed the Certificate of Mailing and prepared the postcard for the mailing, indicating that the issue fee was timely filed as indicated.

Accordingly, it is respectfully requested that this petition be granted and the present application be revived.

Respectfully submitted,



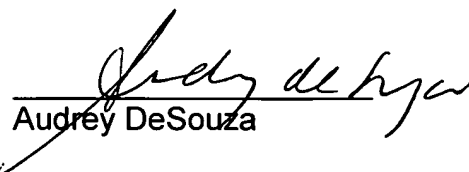
Eugene Lieberstein  
Reg. No. 24,645

ANDERSON, KILL & OLICK  
1251 Avenue of the Americas  
New York, New York 10020-1182  
(212) 278-1000

December 23, 2005

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited today with the U.S. Postal Service as first class mail in an envelope addressed: Commissioner for Patents, Alexandria, VA 22313-1450 on December 27, 2005.



Audrey DeSouza



Commissioner for Patents  
Box: ISSUE FEE

MM4700  
Applicant: Yasuhiko Imagaki  
Ser. No.: 10/757,856  
For: Current Control Circuit & Motor Drive Circuit ...

This is to acknowledge receipt of payment of ISSUE FEE &  
PUBLICATION FEE w/Form PTOL-85 with auth. to charge  
Deposit Account 01-1944; Req. for 2 advance copies &  
Certificate of Mailing.

Dated: September 7, 2005

EL:ads



appropriate. All further correspondence including the Patent, advance orders and notification of maintenance fees will be mailed to the current correspondence address as indicated unless corrected below or directed otherwise in Block 1, by (a) specifying a new correspondence address; and/or (b) indicating a separate "FEE ADDRESS" for maintenance fee notifications.

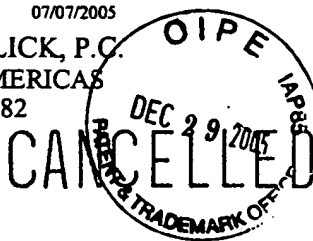
CURRENT CORRESPONDENCE ADDRESS (Note: Use Block 1 for any change of address)

1109

7590

07/07/2005

ANDERSON, KILL & OLICK, P.C.  
1251 AVENUE OF THE AMERICAS  
NEW YORK, NY 10020-1182



Note: A certificate of mailing can only be used for domestic mailings of the Fee(s) Transmittal. This certificate cannot be used for any other accompanying papers. Each additional paper, such as an assignment or formal drawing, must have its own certificate of mailing or transmission.

**Certificate of Mailing or Transmission**

I hereby certify that this Fee(s) Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Mail Stop ISSUE FEE address above, or being facsimile transmitted to the USPTO (571) 273-2885, on the date indicated below.

Audrey de Souza

(Depositor's name)

*Audrey de Souza*

(Signature)

September 7, 2005

(Date)

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/757,856	01/14/2004	Yasuhiko Inagaki	MM4700	7530

TITLE OF INVENTION: CURRENT CONTROL CIRCUIT AND MOTOR DRIVE CIRCUIT THAT CAN ACCURATELY AND EASILY CONTROL A DRIVE CURRENT

APPLN. TYPE	SMALL ENTITY	ISSUE FEE	PUBLICATION FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	NO	\$1400	\$300	\$1700	10/07/2005

EXAMINER	ART UNIT	CLASS-SUBCLASS
IP, SHIK LUEN PAUL	2837	318-254000

1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.363).

☐ Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.

☐ "Fee Address" indication (or "Fee Address" Indication form PTO/SB/47; Rev 03-02 or more recent) attached. Use of a Customer Number is required.

2. For printing on the patent front page, list

(1) the names of up to 3 registered patent attorneys or agents OR, alternatively,

(2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed.

1. ANDERSON KILL & OLICK,

2. \_\_\_\_\_

3. \_\_\_\_\_

3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. If an assignee is identified below, the document has been filed for recordation as set forth in 37 CFR 3.11. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE

MITSUMI ELECTRIC CO., LTD.

(B) RESIDENCE: (CITY and STATE OR COUNTRY)

JAPAN

Please check the appropriate assignee category or categories (will not be printed on the patent): ☐ Individual ☒ Corporation or other private group entity ☐ Government

4a. The following fee(s) are enclosed:

☒ Issue Fee

☒ Publication Fee (No small entity discount permitted)

☒ Advance Order - # of Copies 2

4b. Payment of Fee(s):

☐ A check in the amount of the fee(s) is enclosed.

☐ Payment by credit card. Form PTO-2038 is attached.

☒ The Director is hereby authorized by charge the required fee(s), or credit any overpayment, to Deposit Account Number 01-1944 (enclose an extra copy of this form).

5. Change in Entity Status (from status indicated above)

☐ a. Applicant claims SMALL ENTITY status. See 37 CFR 1.27.

☐ b. Applicant is no longer claiming SMALL ENTITY status. See 37 CFR 1.27(g)(2).

The Director of the USPTO is requested to apply the Issue Fee and Publication Fee (if any) or to re-apply any previously paid issue fee to the application identified above.

NOTE: The Issue Fee and Publication Fee (if required) will not be accepted from anyone other than the applicant, a registered attorney or agent; or the assignee or other party in interest as shown by the records of the United States Patent and Trademark Office.

Authorized Signature

EUGENE LIEBERSTEIN

Typed or printed name

Date September 7, 2005

Registration No. 24,645

This collection of information is required by 37 CFR 1.311. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

IN THE MATTER OF: Yasuhiko INAGAKI, et.al.

SERIAL NO.: 10/757,856

FILED: January 14, 2004

GROUP: 2837

EXAMINER: IP, SHIK LUEN PAUL

FOR: CURRENT CONTROL CIRCUIT AND MOTOR DRIVE CIRCUIT THAT  
CAN ACCURATELY AND EASILY CONTROL A DRIVE CURRENT



**DECLARATION IN SUPPORT OF PETITION TO WITHDRAW  
HOLDING OF ABANDONMENT**

Commissioner of Patents & Trademarks  
Washington, DC 20231  
December 23, 2005

S I R:

I Audrey De Souza, hereby declare in support of the accompanying  
petition:

1. That I am a secretary, specialized in Intellectual Property, working  
for the Attorney of Record at ANDERSON, KILL & OLICK, P.C. on behalf of  
Applicant;

2. That my responsibility includes the payment of Issue Fees, filing  
formal drawings with the U.S. Patent Office and preparing postcards listing the  
elements being filed for confirmation of receipt;

3. That I prepared the postcard for paying the Issue Fee for this  
application, as shown by my initials, ads, appearing in its lower right hand corner.  
A photocopy of this postcard is enclosed.

4. That the issue fee was filed on September 7, 2005, as evidenced by the Certificate of Mailing which I signed on that date.

Accordingly, it is respectfully requested that the attached Petition be granted.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Respectfully Submitted,

  
Audrey de Souza

ANDERSON, KILL & OLICK  
1251 Avenue of the Americas  
New York, New York 10020-1182  
(212) 278-1000

December 23, 2005



# UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22303-1450  
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10:757,356	01/14/2004	Yasuhiko Inagaki	MM4700	7530
1109 7500 11/29/2005 ANDERSON, KILL & OLICK, P.C. 1251 AVENUE OF THE AMERICAS NEW YORK, NY 10020-1182				
EXAMINER IP, SHIK LUEN PAUL				
ART UNIT		PAPER NUMBER		
2837				

DATE MAILED: 11/29/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

*File Petition to  
revoke & re-examine*

*12/5/05*

# Notice of Abandonment

Application No.

10/757,856

Examiner

lp

Applicant(s)

Inagaki

Art Unit

2837

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

This application is abandoned in view of:

1. ☐ Applicant's failure to timely file a proper reply to the Office letter mailed on \_\_\_\_\_.
  - (a) ☐ A reply was received on \_\_\_\_\_ (with a Certificate of Mailing or Transmission dated \_\_\_\_\_), which is after the expiration of the period for reply (including a total extension of time of \_\_\_\_\_ month(s)) which expired on \_\_\_\_\_.
  - (b) ☐ A proposed reply was received on \_\_\_\_\_, but it does not constitute a proper reply under 37 CFR 1.113 (a) to the final rejection. (A proper reply under 37 CFR 1.113 to a final rejection consists only of: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114).
  - (c) ☐ A reply was received on \_\_\_\_\_ but it does not constitute a proper reply, or a bona fide attempt at a proper reply, to the non-final rejection. See 37 CFR 1.85(a) and 1.111. (See explanation in box 7 below).
  - (d) ☐ No reply has been received.
2. ☒ Applicant's failure to timely pay the required issue fee and publication fee, if applicable, within the statutory period of three months from the mailing date of the Notice of Allowance (PTOL-85).
  - (a) ☐ The issue fee and publication fee, if applicable, was received on \_\_\_\_\_ (with a Certificate of Mailing or Transmission dated \_\_\_\_\_), which is after the expiration of the statutory period for payment of the issue fee (and publication fee) set in the Notice of Allowance (PTOL-85).
  - (b) ☒ The submitted fee of \$0 is insufficient. A balance of \$1700 is due.  
The issue fee required by 37 CFR 1.18 is \$1400. The publication fee, if required by 37 CFR 1.18(d), is \$300.
  - (c) ☐ The issue fee and publication fee, if applicable, has not been received.
3. ☐ Applicant's failure to timely file corrected drawings as required by, and within the three-month period set in, the Notice of Allowability (PTO-37).
  - (a) ☐ Proposed corrected drawings were received on \_\_\_\_\_ (with a Certificate of Mailing or Transmission dated \_\_\_\_\_), which is after the expiration of the period for reply.
  - (b) ☐ No corrected drawings have been received.
4. ☐ The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.
5. ☐ The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a)) upon the filing of a continuing application.
6. ☐ The decision by the Board of Patent Appeals and Interference rendered on \_\_\_\_\_ and because the period for seeking court review of the decision has expired and there are no allowed claims.
7. ☐ The reason(s) below:

lgd

Petitions to revive under 37 CFR 1.137(a) or (b), or requests to withdraw the holding of abandonment under 37 CFR 1.181, should be promptly filed to minimize any negative effects on patent term.